



**WRIGHT &
TALISMAN** PC

US Department of Energy

FEB 24 2012

**Electricity Delivery and
Energy Reliability**

ORIGINAL

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February 24, 2012

Mr. Brian D. Mills
Deputy Assistant Secretary for
Permitting, Siting, and Analysis
Office of Electricity Delivery & Energy Reliability
U.S. Department of Energy, OE-20
1000 Independence Avenue, SW
Washington, DC 20585

Via Hand Delivery

Re: *Western Systems Power Pool*, Docket No. EA-98-__

Dear Mr. Mills:

Please find enclosed one original and two copies of the application to renew the authorization granted to WSPP Inc. ("WSPP")¹ to export electric energy to Canada and to add new members to that authorization.

Pursuant to 10 C.F.R. § 205.309, WSPP includes with this application to renew its authorization to export electric energy the filing fee of \$500 payable to the Treasurer of the United States. If a different amount is required for the filing fee, please advise the undersigned and WSPP promptly will provide that amount.

Please do not hesitate to contact me at the phone number or electronic mail address provided above if you require further information.

Respectfully submitted,

/s/ Patrick L. Morand
Patrick L. Morand

Attorney for WSPP Inc.

¹ WSPP Inc. was formerly known as Western Systems Power Pool, Inc.

UNITED STATES OF AMERICA
BEFORE THE
DEPARTMENT OF ENERGY
OFFICE OF ELECTRICITY DELIVERY
AND ENERGY RELIABILITY

FEB 24 2002

Electricity Delivery and
Energy Reliability

Western Systems Power Pool

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Docket No. EA-98-_____

APPLICATION TO RENEW THE AUTHORIZATION
GRANTED TO THE WESTERN SYSTEMS POWER POOL
TO EXPORT ELECTRIC ENERGY TO A FOREIGN COUNTRY
AND TO ADD NEW MEMBERS

In accordance with Section 202(e) of the Federal Power Act, 16 U.S.C. § 824a(e), and the applicable regulations, 10 C.F.R. § 205.300, *et seq.*, WSPP Inc. ("WSPP")¹ submits for filing this application to renew its authorization to export electricity from the United States within the confines of the contract and rate schedules ("WSPP Agreement")² approved by the Federal Energy Regulatory Commission ("FERC"). WSPP makes this filing on behalf of the following members of WSPP that currently are authorized to make exports under WSPP's export permit: Avista Corporation; Edison Mission Marketing and Trading, Inc.; Idaho Power Company; Northern States Power Company; Pacific Northwest Generating Cooperative; PacifiCorp; Portland General Electric Company; Powerex Corporation; Public Service Company of Colorado; Puget Sound Energy; and, TransCanada Energy Sales Ltd.

WSPP notes that not all of the members listed in the current authorization are joining in this renewal. It is WSPP's understanding that to the extent these members export power to Canada they will do so under separate authorization, or will seek to be listed under WSPP's

¹ WSPP Inc. was formerly known as Western Systems Power Pool, Inc.

² A copy of the current WSPP Agreement is included as Exhibit A.

authorization at a later date. In addition, WSPP adds the following WSPP members not previously listed on its export permit: BP Energy Company; Twin Eagle Resource Management, LLC; and, WAPA, Upper Great Plains Region Marketing.

In support of this application, WSPP submits as follows:

I.

IDENTITY OF APPLICANT

WSPP is a non-profit organization with approximately 300 electric utility members, most or all of which transact in bulk electricity markets. WSPP administers the WSPP Agreement, fosters competitive electricity markets, serves as a neutral forum for discussion of market issues, educates and trains members about the WSPP Agreement, energy trading and related matters, and, as required by FERC, maintains an open access transmission tariff. WSPP's membership includes all industry sectors: investor-owned utilities, public power districts and municipal entities, Federal power administrations, electric cooperatives, and independent generation companies.

On December 3, 1993, as amended on March 17, 1994, ("December 3 Application") WSPP filed in Docket No. EA-98 an application for certain of its members to export electric energy to Canadian WSPP Members under the terms of the WSPP Agreement. By order issued on September 2, 1994, the Department of Energy ("DOE") granted that authorization for a two-year term. On December 29, 1995, WSPP filed in Docket No. EA-98-A an amendment to its December 3 Application to add certain other members to the list of WSPP Members authorized to export energy. This amendment was granted by order issued on March 4, 1996.

On July 8, 1996, WSPP, on behalf of some of its members, filed in EA-98-B an application for renewal of authorization to export electric energy to Canadian WSPP members.

On July 12, 1996, WSPP filed in EA-98-C an amendment to the export authorization seeking to add new members, to the list of WSPP members eligible to export electric energy. By order issued on September 5, 1996, the DOE renewed the export authorization and added the new members to the list of WSPP members eligible to export electricity. On March 12, 1997, as supplemented on March 25, 1997, WSPP filed in Docket No. EA-98-E a further amendment to the export authorization to add several additional members. By order issued on May 5, 1997, the DOE amended the export authorization to add these new members.

On September 11, 1998, as amended September 28, 1998, the WSPP filed in EA-98-F an application to add several additional member companies to the list of authorized electricity exporters, and to reflect name changes for several others. By order issued on November 13, 1998, the DOE amended the export authorization as requested. On August 3, 2000, WSPP filed an application to add a new member; that application was assigned Docket No. EA-98-G and approved by order issued September 27, 2000.

On August 8, 2001, WSPP filed in Docket No. EA-98-H an application for renewal of authorization to export electric energy to Canadian WSPP members. On August 17, 2001, WSPP filed in that same docket an amendment to add new members eligible to export electric energy. By order issued on January 2, 2002 in Docket No. EA-98-H, as amended on August 6, 2002 in Docket No. EA-98-I, the DOE renewed the export authorization and added the new members to the list of entities eligible to export electricity.

On August 1, 2006, WSPP filed in Docket No. EA-98-I an application for renewal of its export authorization. By order issued on April 25, 2007 in Docket No. EA-98-J, as amended on November 9, 2007 in Docket No. EA-98-K and on May 6, 2009 in Docket No. EA-98-L, the

DOE renewed WSPP's export authorization. This export authorization is set to expire by its terms on April 25, 2012.

II.

CORRESPONDENCE AND COMMUNICATIONS

Correspondence and communications with regard to this Application should be addressed as follows:

Arnold B. Podgorsky
General Counsel to WSPP
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III.

JURISDICTION OVER EXPORT

The Department of Energy, Office of Electricity Delivery and Energy Reliability, is the sole agency having jurisdiction over the action to be taken in this Application. *See* Federal Power Act, Section 202(e), 16 U.S.C. § 824(a)(e); Department of Energy Delegation Order No. 0204-127, 54 Fed. Reg. 11436 (March 20, 1989).

IV.

DESCRIPTION OF TRANSACTION

A. Request for Renewal of Blanket Export Authorization

WSPP incorporates by reference the information contained in its prior applications. As stated in the December 3 Application, all electricity will be exported across the border between the United States and Canada to facilities owned by British Columbia Hydro and Power Authority. While a number of Canadian WSPP members may participate in the export activities, all energy will be physically exported over the facilities described in the December 3 Application. WSPP is not here requesting authorization to export power over any new facilities.

B. Form of Export

WSPP incorporates by reference the information contained in its prior applications, in particular the December 3 Application.

V.

SYSTEM RELIABILITY

WSPP incorporates by reference the information contained in the December 3 Application and its other prior filings. WSPP states that the increase in membership that has occurred since the DOE granted the initial authorization in September 1994 has not affected and will not affect the reliability of WSPP.

VI.

EXHIBITS

1. While a copy of the Western Systems Power Pool Agreement was provided as part of the December 3 Application, that agreement has been significantly modified.

Accordingly, a copy of the current-effective version of the WSPP Agreement is provided herein as Exhibit A.

2. The proposed export of electric energy is within the type of transactions envisioned by the WSPP Agreement. With the filing of the initial application, its amendments, renewals and this renewal application, WSPP, on behalf of its members, has complied with all applicable federal laws. An opinion of the WSPP counsel confirming such a statement was included in the December 3 Application and is incorporated by reference.

3. Due to the request for blanket authorization covering all jurisdictional members, it is impossible to identify the location of the facilities to be used for the generation of the electricity of the energy to be exported. However, WSPP provided as part of the December 3 Application a map showing the location of the facilities that will be used for the transmission of electricity across the international border, and that map is incorporated by reference. To the extent additional foreign members are added to WSPP in the future, or that facilities not identified in the referenced map are utilized to export electricity across the border to foreign members, the DOE will be notified and separate authorization will be obtained.

4. With the exception of Powerex Corporation and TransCanada Energy Sales Ltd., neither WSPP, as Applicant, or any of the jurisdictional members on the permit, has their principal place of business outside the United States. The information has already been provided for Powerex Corporation and TransCanada Energy Sales Ltd., and is incorporated by reference.

5. Provided as part of the December 3 Application was a statement which attested to the lack of awareness of WSPP counsel to any corporate relationships or existing contracts between the listed jurisdictional members and any other person, corporation or foreign government which relate to the control or fixing of rates for the purchase, sale or transmission of

electric energy; this statement is incorporated by reference and remains effective. In addition, WSPP states that its jurisdictional members are regulated by FERC or by other regulatory commissions.

6. An explanation of the methodology used to inform neighboring utilities in the United States of available capacity and energy, which may be in excess of the exporting utility's requirements prior to export, was provided as part of the December 3 Application and is incorporated by reference.

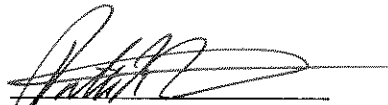
VII.

REQUESTED EFFECTIVE DATE

WSPP, pursuant to Ordering Paragraph (K) of Order No. EA-98-L, requests an effective date of April 25, 2012, the date the current authorization expires, and requests any waivers and expedited treatment, including the use of a shortened comment period, necessary to allow for this effective date. In addition, WSPP requests expedited treatment of this application in order to ensure that there is no lapse in its authorization.

WHEREFORE, WSPP, on behalf of all of its jurisdictional members, requests the Office of Electricity Delivery and Energy Reliability to renew WSPP's blanket authorization to allow the listed jurisdictional WSPP members to export electricity to British Columbia Hydro and Power Authority and future foreign members in accord with the terms and conditions of the WSPP Agreement and associated service schedules.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Arnold B. Podgorsky', is written over a horizontal line.

Arnold B. Podgorsky
Patrick L. Morand

Attorneys to WSPP Inc.

February 24, 2012

Exhibit A

WSPP Agreement Effective October 21, 2011

This version includes all revisions approved by FERC in orders issued through December 1, 2011. Language accepted on December 1, 2011 by Letter Order in Docket No. ER12-169-000 is reflected in the List of Members.

The WSPP Agreement update is effective October 21, 2011 for this section of the Agreement.